IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

WRIT PETITION NO.2245 OF 2006

K. Mahadev & Co. Pvt. Ltd. ..Petitioner.

Vs.

Municipal Corporation of Greater Bombay & Ors. ..Respondents.

...

Mr. Pradeep Kadam for the Petitioner.

CORAM: DR. D.Y. CHANDRACHUD, J.

28th August, 2006.

P.C. :

The tabulated ward report, Exh. D prima facie shows that the rateable value has been fixed on the basis that the property in question is a plot of land. However, in my view, it is not necessary to express any final opinion on the merits of the case since the Petitioner has an efficacious alternate remedy under Section 217 of the Mumbai Municipal Corporation Act, 1888. In the event that an appeal is filed within a period of four weeks from today, the appeal shall be entertained without having regard to the bar of limitation. The Petition is dismissed.